

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail**

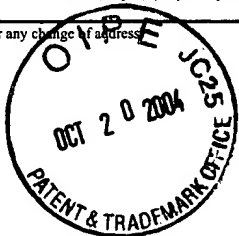
**Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
**or Fax (703) 746-4000**

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

28381 7590 07/28/2004

ARNOLD & PORTER LLP  
 ATTN: IP DOCKETING DEPT.  
 555 TWELFTH STREET, N.W.  
 WASHINGTON, DC 20004-1206



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

10/21/2004 EAREGAY2 00000204 502307 08657749

01 FC:1501 1370.00 DA  
 02 FC:8001 30.00 DA

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/657,749	05/30/1996	JAMES G. METZ	CGNE-101-2	2351

TITLE OF INVENTION: NUCLEIC ACID SEQUENCES ENCODING A PLANT CYTOPLASMIC PROTEIN INVOLVED IN FATTY ACYL-COA METABOLISM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330	10/28/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
KALLIS, RUSSELL	1638	800-281000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Gary M. Bond

2 Arnold &amp; Porter LLP

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

CALGENE LLC

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Davis, California

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-2387 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

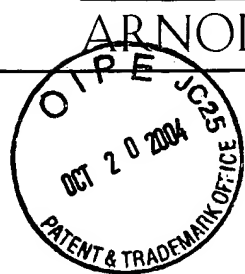
NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature) Rachel L. Adams (Date) October 20, 2004Rachel L. Adams, Reg. No. 54,660 October 20, 2004

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)



ARNOLD & PORTER LLP

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202.942.5999 Fax

555 Twelfth Street, NW  
Washington, DC 20004-1206

October 20, 2004

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Allowed U.S. Application No. 08/657,749  
Allowance Confirmation Number: 2351  
Filed: May 30, 1996  
Title: **Nucleic Acid Sequences Encoding a Plant Cytoplasmic  
Protein Involved in Fatty Acyl-CoA Metabolism**  
Applicants: James G. METZ *et al.*  
A&P Ref. No.: 16518.025

Sir:

Transmitted herewith are the following documents for appropriate action by the U.S.  
Patent and Trademark Office (USPTO):

1. Issue Fee Transmittal – Part B (Form PTOL-85) (in duplicate);
2. “Fee Address” Indication Form (Form PTO/SB/47); and
3. Return postcard.

Please stamp the postcard with the filing date of these documents and return it to our  
courier.

Applicants request that \$1,400.00 for payment of the issue fee and advance order of ten  
(10) patent copies be charged to Deposit Account No. 50-2387, referencing docket number  
16518.025.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe that any fees other than the issue fee (\$1370) and the advance patent copy fee (\$30) are due in conjunction with this filing. If, however, any additional fees are due, including any extension of time fees required to prevent abandonment of this application, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing matter number 16518.025. A duplicate copy of this letter is enclosed.

Respectfully submitted,



Rachel L. Adams (Reg. Attorney No. 54,660)  
David R. Marsh (Reg. Attorney No. 41,408)

Attachments